

Attorney's Docket No. 104035.283800

6-21-05  
JC10 Rec'd PCT/PTO 20 JUN 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/511,122  
Filed: October 12, 2004  
For: HAIR CARE AGENTS CONTAINING PREGELATINIZED,  
CROSS-LINKED STARCH DERIVATIVES

Confirmation No.: 8843  
Group Art Unit: (not yet assigned)

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application dated March 23, 2005,  
enclosed are the following:

- ☒ Part 2 of Formalities Letter or Form PTO-1533  
(Notice to File Missing Parts of Application)
- ☒ Declaration and Power of Attorney for the above-identified application, which has  
been executed by the named inventors.
- ☐ Applicant claims small entity status.
- ☒ The Commissioner is authorized to charge Deposit Account No. 16-0605 in the  
amount of \$380.00 to cover the translation filing fee (\$130); the surcharge under  
37 CFR §1.16(e) (\$130); and the extension of time (\$120).
- ☒ English Translation and fee under 37 CFR §1.17(i) (\$130) for filing late.
- ☒ Other: Preliminary Amendment (6 pages); Extension of Time (1 page)
- ☒ Any deficiency, additional fee, or credit may be charged to our Deposit Account  
No. 16-0605.

06/28/2005 MKAYPAGH 00000091 160605 10511122

02 FC:1617 130.00 DA  
03 FC:1618 130.00 DA

Respectfully submitted,

Ryan W. Cagle  
Registration No. 47,468

Customer No. 00826  
ALSTON & BIRD LLP  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Raleigh Office (919) 862-2200  
Fax Raleigh Office (919) 862-2260

"Express Mail" mailing label number: EV435348168US  
Date of Deposit: June 20, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post  
Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop  
Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Rebecca Kerney

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Demitz *et al.* Confirmation No.: 8843  
Appl. No.: 10/511,122 Group No.: (not yet assigned)  
Filed: October 12, 2004 Examiner: (not yet assigned)  
For: HAIR CARE AGENTS CONTAINING PREGELATINIZED,  
CROSS-LINKED STARCH DERIVATIVES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of one month to respond to the Notice of Missing Requirements dated March 23, 2005.

2. Applicant is ☐ a small entity; ☒ other than a small entity.

3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

	Total Months Requested	Fee For Other Than Small Entity	Fee for Small Entity
<input checked="" type="checkbox"/>	one month	\$120.00	\$60.00
<input type="checkbox"/>	two months	\$450.00	\$225.00
<input type="checkbox"/>	three months	\$1,020.00	\$510.00
<input type="checkbox"/>	four months	\$1,590.00	\$795.00
<input type="checkbox"/>	five months*	\$2,160.00	\$1,080.00

\*Cannot be used to exceed six-month statutory limit for response to an Official Action.

☐ A check in the amount of \$\_\_\_\_\_ is enclosed.

☒ Charge Deposit Account No. 16-0605 for the extension fee (\$120).

☒ Charge Deposit Account No. 16-0605 for any fee deficiency.

06/28/2005 MKAYPAGH 00000091 160605 10511122

01 FC:1251 120.00 DA

Respectfully submitted,

  
Ryan W. Cagle  
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Customer No. 00826

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Charlotte, NC 28280-4000

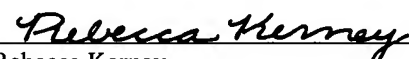
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Rebecca Kerney

ATL01/11955053v1

MAR 28 2005

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## UNITED STATES PATENT AND TRADEMARK OFFICE

Received By  
UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/511,122	Michael Demitz	104035.283800

INTERNATIONAL APPLICATION NO.

PCT/EP03/03677

LA. FILING DATE

PRIORITY DATE

04/09/2003

04/11/2002

826

ALSTON & BIRD LLP  
BANK OF AMERICA PLAZA  
101 SOUTH TRYON STREET, SUITE 4000  
CHARLOTTE, NC 28280-4000

CONFIRMATION NO. 8843

371 FORMALITIES LETTER

\*OC000000015535051\*

\*OC000000015535051\*

Date Mailed: 03/23/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

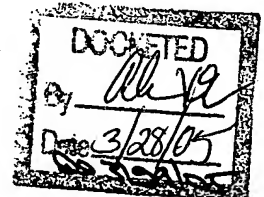
- Copy of the International Application filed on 10/12/2004
- Copy of the International Search Report filed on 10/12/2004
- Information Disclosure Statements filed on 10/12/2004
- Request for Immediate Examination filed on 10/12/2004
- U.S. Basic National Fees filed on 10/12/2004
- Priority Documents filed on 10/12/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(f)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$260** for a Large Entity:



- \$130 Late oath or declaration Surcharge.
- \$130 for English translation surcharge required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/511,122	PCT/EP03/03677	104035.283800

FORM PCT/DO/EO/905 (371 Formalities Notice)